

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF CALIFORNIA

JEFFREY CRAIG PARRISH, JR.,

Petitioner,

v.

MARTIN GAMBOA, Warden,

Respondent.

Case No. 1:24-cv-01598-CDB (HC)

ORDER TRANSFERRING CASE TO THE  
SACRAMENTO DIVISION

(Doc. 1)

Petitioner Jeffrey Craig Parrish, Jr. (“Petitioner”) is a state prisoner proceeding pro se with a petition for writ of habeas corpus pursuant to 28 U.S.C. § 2254. (Doc. 1). Petitioner challenges his December 20, 2019, conviction in the Superior Court of Butte County. (*Id.*). Butte County is located in the Sacramento Division of the Eastern District of California.

When a habeas petition is filed by a person in custody under a state court judgment, and that state contains two or more federal judicial districts—such as California—the petition may be filed in either the judicial district in which the petitioner is presently confined, or the judicial district in which he was convicted and sentenced. *See* 28 U.S.C. § 2241(d). When a habeas petition challenges the petitioner’s conviction or sentence, e.g., a habeas petition brought pursuant to 28 U.S.C. § 2254, the district where the petitioner was convicted and sentenced is a more convenient forum because trial court records, witnesses, and other evidence related to the crime and his conviction are usually located in that district. *See Braden v. 30<sup>th</sup> Judicial Cir. Ct. of Ky.*, 410 U.S. 484, 4998 & n.15 (1973). Thus, California

1 courts generally transfer habeas actions challenging state convictions or sentences to the district where  
2 the petitioner was convicted and sentenced. *See, e.g., Tate v. Unknown*, No. 24-cv-756 JLS (LR), 2024  
3 WL 2880583, at \*1 (S.D. Cal. May 7, 2024) (citing *Braden*); *Gakuba v. Cal. Attorney Gen.*, No. 22-cv-  
4 07698 NC (PR), 2022 WL 17813143 at \*1 (N.D. Cal. Dec. 16, 2022); *Dannenberg v. Ingle*, 831 F. Supp.  
5 767, 767 (N.D. Cal. 1993).

6 Here, because Petitioner is challenging his 2019 conviction from Butte County, the better forum  
7 for his claims is the division of the district court where he was convicted (the Sacramento Division),  
8 particularly because, according to the petition, the events surrounding his conviction occurred within  
9 the Sacramento Division of the court. (Doc. 1).

10 Pursuant to Local Rule 120(f), a civil action which has not been commenced in the proper  
11 division of a court may, on the court's own motion, be transferred to the proper division of the court.  
12 Therefore, this action will be transferred to the Sacramento Division of the court.

13  
14 **Conclusion and Order**

15 Accordingly, this action is transferred to the United States District Court for the Eastern  
16 District of California sitting in Sacramento.

17 All future filings shall reference the new Sacramento case number assigned and shall be filed at:

18 United States District Court  
19 Eastern District of California  
20 501 I Street, Room 4-200  
Sacramento, CA 95814

21 IT IS SO ORDERED.

22 Dated: **January 3, 2025**

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28 UNITED STATES MAGISTRATE JUDGE